

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

USDC SDNY  
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ELECTRONICALLY FILED  
DOC#:  
DATE FILED: 12/11/2023

**MCKEON ROLLING STEEL DOOR CO., INC.,**

**Plaintiff,**

**-against-**

**U.S. SMOKE & FIRE CORP, et al.,**

**Defendants.**

**23-cv-08720 (ALC)**

**ORDER**

**ANDREW L. CARTER, JR., United States District Judge:**

The Court is in receipt of the Defendants' pre-motion conference letter related to its anticipated motion to dismiss. ECF No. 28. Defendants' request for a pre-motion conference is **DENIED**. Plaintiff is hereby **GRANTED** leave to file a motion dismiss. Defendant is **ORDERED** to withdraw the prior motion to dismiss currently docketed at ECF Nos. 22-27. The Parties are directed to adhere to the following briefing schedule:

**Opening Brief: January 5, 2024**

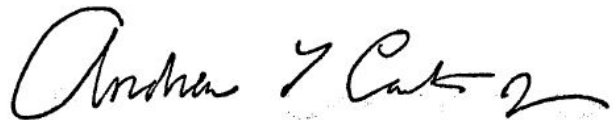
**Opposition: January 26, 2024**

**Reply: February 2, 2024**

If the parties wish to propose an alternative briefing schedule, they may do so by filing a Joint Letter on or before **December 15, 2023**.

**SO ORDERED.**

**Dated: December 11, 2023  
New York, New York**



**ANDREW L. CARTER, JR.  
United States District Judge**